HON'BLE SHRI G.S. SINGHVI, THE CHIEF JUSTICE

WRIT PETITION No.22539 OF 2000

-

-

Between:

Thummala Narasamma

……Petitioner

And

The Government of India,
Represented by its Secretary to Government,
Ministry of Home Affairs,
(Freedom Fighters Division),
Lok Nayak Bhavan, Khan Market,
New Delhi and two others

……Respondents

:: ORDER ::

Counsel for the Petitioner : Shri S.Sreenivasa Reddy
for
Shri V.Ramesh Reddy

Counsel for Respondent Nos.1 and 2 : Shri A.Rajasekhar Reddy

Dated: 19-09-2006

In this petition, the petitioner has prayed for issue of a writ to quash communication dated 04-01-2000 vide which Under Secretary to Government of India, Ministry of Home Affairs rejected her claim for grant of family pension under Swatantrata Sainik Samman Pension Scheme, 1980 (for short 'the 1980 Scheme').

After arguing the case for sometime, learned counsel for the petitioner submitted that his client will feel satisfied if a direction is given to the Government of India to finalise the pending enquiry relating to her status as wife of late Shri Thummala Kanakaiah and then decide her claim for grant of pension as a dependant of the late freedom fighter.

In the facts and circumstances of the case, I deem it proper to accept the request of the learned counsel and dispose of the writ petition with the direction that the competent authority shall complete enquiry relating to the petitioner's status as the wife of late Shri Thummala Kanakaiah and decide her claim for grant of pension under the 1980 Scheme. The needful be done within three months. The order passed by the competent authority shall be communicated to the petitioner at the end of three months period. If that order is adverse to the rights of the petitioner, then she shall be free to avail appropriate legal remedy.

G.S. SINGHVI, CJ

19-09-2006

ks